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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/802,330	03/16/2004	Leonard De Vogel	30394-1121

005179
PEACOCK MYERS AND ADAMS P C
P O BOX 26927
ALBUQUERQUE, NM 871256927

CONFIRMATION NO. 3742

FORMALITIES LETTER



OC000000012870882

Date Mailed: 06/04/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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JUN - 7 2004

Peacock, Myers & Adams, PC

*A copy of this notice **MUST** be returned with the reply.*

Susan Gandy
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Leonard De Vogel

Title: APPARATUS FOR GENERATING AN OPTICAL ILLUSION

Docket No.: 30394-1121

Serial No.: 10/802,330

Filed: March 16, 2004

Due Date: August 4, 2004

Examiner: Unknown

Group Art Unit: 3712

Mail Stop Missing Parts
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the attached:

- A return postcard.
- A check in the amount of \$65.00 to cover the small entity surcharge.
- Communication Re: Missing Parts (1 pg.).
- A signed Combined Declaration and Power of Attorney (3 pgs.).
- Notice to File Missing Parts (2pg.).
- Other: Transmittal of Certified Copy; Information Disclosure Statement (Form 1449 and copies).

Applicant claims small entity status under 37 C.F.R. 1.27.

If not provided for in a separate paper filed herewith, please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 13-4213.

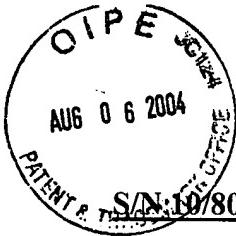
Peacock, Myers, & Adams P.C.
P.O. Box 26927
Albuquerque, NM 87125-6927 USA
Direct line: 505 998 1502

By: _____
Name: Jeffrey D. Myers
Reg. No. 35,964

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Mail Stop Missing Parts, Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450, on this 3rd day of August, 2004

Name: Jeffrey D. Myers

Signature



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Leonard De Vogel

Examiner: Unknown

Serial No.: 10/802,330

Group Art Unit: 3712

Filed: March 16, 2004

Docket: 30394-1121

Title: APPARATUS FOR GENERATING AN OPTICAL ILLUSION

COMMUNICATION RE: MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

In response to the "Notice to File Missing Parts" (see enclosed copy), we submit the Combined Declaration and Power of Attorney a check in the amount of \$65.00 to cover the Small entity surcharge .

Applicant assumes the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at 505 998 1502.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 13-4213.

Respectfully submitted,
Leonard De Vogel
By his Representatives,
Peacock, Myers, & Adams P.C.
Customer No. 005179
P.O. Box 26927
Albuquerque, New Mexico 87125-6927
Direct line: 505 998 1502

Date August 3, 2004

By _____

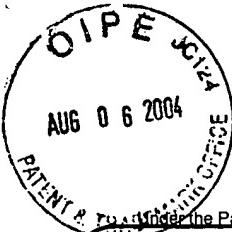
Jeffrey D. Myers, Reg. No. 35,964

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Jeffrey D. Myers

Name

Signature



PTO/SB/21 (02-04)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/802,330
Filing Date	March 16, 2004
First Named Inventor	Leonard De Vogel
Art Unit	3712
Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number 30394-1121

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): _____
Remarks Certified copy of Dutch application No. 1018989 filed 19 September 2001		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jeffrey D. Myers Peacock Myers & Adams, P.C. CUSTOMER NO. 005179
Signature	
Date	August 3, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Jeffrey D. Myers
Signature	
Date	August 3, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.